



ODCP Legislative Update

The 84th General Assembly

The ODCP Legislative Update is a weekly recap of legislative action relating to drug control and criminal justice issues, the aim of which is to keep you informed of new legislation and any progress it makes toward becoming law.

Please feel free to forward this information to others who may be interested.

INTRODUCED IN THE HOUSE

[HF 396](#) An act relating to **underage possession or consumption of alcohol** and providing penalties. Under the bill, a person who is the owner or lessee of, or who otherwise has control over, property that is not a licensed premises, shall not permit an under legal age person to consume or possess an alcoholic beverage on such property. The bill also amends Code section 123.47 to specify that a person under legal age (under 21) in Iowa is prohibited from consuming alcoholic liquor, wine, or beer, subject to certain exceptions. 1/18/12 **re-introduced** by Hein and assigned to subcommittee Alons, Pearson and Wessel-Kroeschell.

[HF 2045](#) (similar to HF 2036) An act mandating **drug testing of applicants for and certain recipients of assistance under the family investment program**. The drug testing requirement applies to each applicant for FIP assistance who is an adult parent, guardian, or specified relative who is included in the applicant family, including both parents of a two-parent family, or an individual who may be exempt from work activity requirements due to the age of the youngest child or who may be exempt from work activity under the PROMISE JOBS program. The requirement also applies to each minor parent applicant who is not required to live with a parent, guardian, or other adult caretaker. In addition, a recipient of assistance who accepted the drug testing requirements at the time of application and for whom there is information indicating a significant likelihood the recipient is using a controlled substance is subject to random drug testing. 1/18/12 introduced by Windschitl and referred to Human Resources. 1/19/12 assigned to subcommittee Brandenburg, Abdul-Samad and Heaton.

[HF 2046](#) (Similar to HF 2045 and HF 2036) An act requiring **drug testing of applicants for the family investment program**. Introduced 1/18/12 by Arnold, et al and referred to Human Resources. 1/19/12 assigned to subcommittee Brandenburg, Abdul-Samad and Heaton.

HOUSE UPDATE

[HF 2036](#) An act requiring the **drug testing of certain applicants for the family investment program**. Introduced 1/12/12 by Baudler and referred to Human Resources. 1/19/12 assigned to subcommittee Brandenburg, Abdul-Samad and Heaton.

INTRODUCED IN THE SENATE

[SSB 3027](#) An Act relating to a person's **refusal to submit to a chemical test of the person's blood** in an operating-while-intoxicated case. This bill amends current law to provide that a person's **refusal to allow chemical testing of the person's blood is deemed a refusal to submit to testing**. Proposed Department of Public Safety bill. 1/17/12 referred to Judiciary and assigned to subcommittee Jochum, Hancock and Sorenson.

[SSB 3030](#) An act relating to the **compilation of a presentence investigation report** in a criminal proceeding. The bill requires a **presentence investigation report** to **contain the results of a validated risk assessment** that includes a risk category taken from a model approved by the department of corrections. Proposed ODCP bill. 1/17/12 referred to Judiciary and assigned to subcommittee Jochum, Boettger and Horn.

[SSB 3031](#) (Companion to HF 183) An act relating to the controlled substance of **marijuana**, including an effective date provision, and providing a penalty. Under the bill, **all types of marijuana and tetrahydrocannabinols are classified as schedule I controlled substances**. The bill eliminates a provision classifying marijuana used for medicinal purposes, pursuant to rules of the board of pharmacy, as a schedule II controlled substance. The bill strikes references to the authority of the board to establish rules relating to the medicinal use of marijuana including tetrahydrocannabinols naturally contained in a cannabis plant. Proposed ODCP bill. 1/17/12 referred to Judiciary and assigned to subcommittee Fraise, Dix and Dvorsky.

[SSB 3042](#) An act relating to the exchange of information among prescription databases and monitoring programs. The bill authorizes the board of pharmacy to enter into agreements with other jurisdictions in **order to exchange information from the Iowa prescription monitoring program** with similar programs in other jurisdictions. Proposed IDPH/Board of Pharmacy bill. 1/17/12 introduced and referred to Human Resources. Assigned to subcommittee Wilhelm, Johnson and Jochum.

SENATE UPDATE

No updates to report.

Information telephone numbers and web sites

Legislature Web Site: www.legis.iowa.gov

Daily Legislative Schedules: 515-281-5869

House Switchboard: 515-281-3221 (To Contact Legislators)

Senate Switchboard: 515-281-3371 (To Contact Legislators)

Office of Drug Control Policy: 515-725-0300 or www.iowa.gov/odcp

If you have any questions, comments or would like a bill added to the list, please contact Becky Swift at 515-725-0301 or becky.swift@iowa.gov.